

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

AT RICHMOND, MAY 1, 2008

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APPLICATION OF

VIRGINIA ELECTRIC AND POWER COMPANY
D/B/A DOMINION VIRGINIA POWER

CASE NO. PUE-2008-00002

For a certificate of public convenience
and necessity for facilities in Caroline County:
Ladysmith CT-Line #256 Junction 230 kV
Double Circuit Transmission Line

ORDER FOR NOTICE

On February 22, 2008, Virginia Electric and Power Company, d/b/a Dominion Virginia Power ("Dominion Virginia Power" or "Company"), filed with the State Corporation Commission ("Commission") its Application of Virginia Electric and Power Company for Approval and Certification of Electrical Facilities: Ladysmith CT-Line #256 Junction 230 kV Double Circuit Transmission Line, Application No. 235 (hereinafter Application). Filed with the Application were an Appendix; DEQ Supplement; and Direct Testimony. Supplementary information was filed on April 23, 2008. According to the Application at 2-3, the Company proposes to construct an overhead double-circuit 230 kV transmission line from its existing Ladysmith CT Power Station to a point on the existing Fredericksburg-Four Rivers 230 kV Transmission Line #256. The proposed line would run for approximately 5.3 miles and would be located entirely on existing right-of-way in Caroline County. A description of the route appears in the public notice prescribed by Ordering Paragraph (9) below.

As discussed in the Application, at 3, the Commission approved the addition of Units 3 and 4 at the Ladysmith CT Power Station by Final Order of August 24, 2007, in Virginia Electric & Power Co., Case No. PUE-2007-00032. The proposed transmission facilities would provide

necessary interconnection of the Ladysmith combustion turbine units to the Company's electrical transmission system. Dominion Virginia Power seeks approval of the proposed transmission line and a certificate of public convenience and necessity pursuant to §§ 56-46.1, 56-265.2, and related provisions of Title 56 of the Code of Virginia (hereinafter Code).

As provided by § 62-44.15:21 of the Code, the Commission and the State Water Control Board must consult on wetland impacts prior to the siting of electric utility facilities that require a certificate of public convenience and necessity. Acting on behalf of the State Water Control Board, the Department of Environmental Quality must prepare a Wetland Impacts Consultation on this Application as required by the Code and Sections 2 and 3 of the Department of Environmental Quality-State Corporation Commission Memorandum of Agreement Regarding Consultation on Wetland Impacts (July 2003).¹ David L. Davis, Director, Office of Wetlands & Water Protection, Department of Environmental Quality, has provided the Commission Staff a Wetland Impacts Consultation for the transmission project. (Letter from David L. Davis, Department of Environmental Quality, of January 15, 2008, to Wayne N. Smith, State Corporation Commission, filed in Case No. PUE-2008-00002 on January 23, 2008.) According to the Wetland Impacts Consultation, the proposed transmission line could impact wetlands, and certain measures should be taken if the Commission approves construction.

In addition, the Commission Staff has requested the Department of Environmental Quality to coordinate an environmental review of this Application by the appropriate agencies and to provide a report on the review. (Letter from Wayne N. Smith, State Corporation

¹ Order Distributing Memorandum of Agreement of July 30, 2003, in In re. Receiving Comments on a Draft Memorandum of Agreement between the State Water Control Board and the State Corporation Commission, Case No. PUE-2003-00114 (available at <http://www.scc.virginia.gov/case> and search Case No. PUE-2003-00114).

Commission, of March 20, 2008, to Michael P. Murphy, Director, Division of Environmental Enhancement, Department of Environmental Quality, filed in Case No. PUE-2008-00002.)

As required by §§ 15.2-2202 D and 56-46.1 D of the Code, an electric utility must give notice of its intention to file an application for approval of a transmission line designed to operate at 150 kV or more prior to applying to the Commission. Information in the Application Appendix, at 89, as supplemented on April 23, 2008, establishes that the Company provided information and the required notice to Caroline County.

The Commission finds that, as required by § 62.1-44.15:5 D 2 of the Code, consultation on wetland impacts has been initiated. We likewise find that the Company gave advance notice of the filing of this application as required by §§ 15.2-2202 D and 56-46.1 D of the Code. Accordingly, as provided by §§ 56-46.1, 56-265.2, and related provisions of Title 56 of the Code, this matter will be docketed and the Company shall give notice. The Commission will accept comments on the application, and we will consider requests for a hearing on the application. We will also direct the Commission Staff to investigate the application and to file a report.

Accordingly, IT IS ORDERED THAT:

(1) As provided by §§ 56-46.1, 56-265.2, and related provisions of Title 56 of the Code, this matter be docketed as Case No. PUE-2008-00002 and that all associated papers be filed therein.

(2) As provided by State Corporation Commission Rules of Practice and Procedure (hereinafter SCC Rules of Practice) 5 VAC 5-20-80 C written comments on the application may be filed by June 23, 2008, by either of the following methods:

A. Comments may be submitted in writing to Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Diskettes, compact disks, or any other form of electronic storage medium may not be filed with comments. All correspondence shall refer to Case No. PUE-2008-00002.

Or

B. Comments may be submitted electronically by following the instructions available at the Commission's website: <http://www.scc.virginia.gov/case>.

(3) On or before June 23, 2008, any person or entity may file with the Commission Clerk a notice of participation as a respondent as required by SCC Rules of Practice 5 VAC 5-20-80 B. The notice of participation shall be filed as provided by SCC Rules of Practice 5 VAC 5-20-20, 5 VAC 5-20-140, and 5 VAC 5-20-150. If applicable, the notice of participation may be filed at the mailing address provided in Ordering Paragraph (2) A. A copy shall simultaneously be served² on counsel to the Company, Stephen H. Watts, II, Esquire, McGuireWoods LLP, One James Center, 901 East Cary Street, Richmond, Virginia 23219-4030; and Lisa S. Booth, Esquire, Dominion Resources Services, Inc., 120 Tredegar Street, Richmond, Virginia 23219.

(4) On or before June 23, 2008, any interested party, as defined in § 56-46.1 D of the Code, may file a written request for a hearing with the Commission Clerk at the mailing address provided in Ordering Paragraph (2) A. Requests should refer to Case No. PUE-2008-00002 and should identify the issues for consideration at any hearing. The filing of requests for hearing

² The Commission will not prescribe electronic service on parties or staff as provided by SCC Rules of Practice 5 VAC 5-20-140. Such service may be ordered subsequently. The Staff and parties may agree to such service at any time.

may not be made in electronic comments submitted as provided by Ordering Paragraph (2) B above.

(5) As provided by SCC Rules of Practice 5 VAC 5-20-80 D, Commission Staff, the Staff shall participate in this proceeding and conduct an investigation of the Company's application. On or before July 9, 2008, the Staff shall file with the Commission Clerk a report on its investigation, and the Clerk shall serve a copy on counsel to the Company and to any respondents.

(6) On or before July 23, 2008, the Company may file with the Commission Clerk any comments on the Staff Report and comments from interested persons.

(7) On or before May 14, 2008, the Company shall serve a copy of this Order on the chairman of the Board of Supervisors of Caroline County. Service may be made by first-class mail or delivery to the customary place of business or residence of the person served.

(8) On or before June 2, 2008, the Company shall cause to be sent a copy of the notice and sketch map prescribed in Ordering Paragraph (9) below of this Order by first-class mail to all owners of property within the route of the proposed line, as indicated on the map or sketch of the route filed with the Commission, which requirement shall be satisfied by mailing the notice to such persons at such addresses as are indicated in the land books maintained by the commissioner of revenue, director of finance, or treasurer of the county or municipality.

(9) On or before June 2, 2008, the Company shall publish in two successive weeks the following notice and a copy of the sketch map of the proposed route appearing in the Application Appendix at 105, as display advertising (not classified) in a newspaper or newspapers of general circulation in Caroline County.

NOTICE TO THE PUBLIC OF AN APPLICATION BY
VIRGINIA ELECTRIC AND POWER COMPANY
D/B/A DOMINION VIRGINIA POWER
FOR APPROVAL OF A TRANSMISSION LINE IN
CAROLINE COUNTY

STATE CORPORATION COMMISSION
CASE NO. PUE-2008-00002

On February 23, 2008, Virginia Electric and Power Company, d/b/a Dominion Virginia Power ("Dominion Virginia Power" or "Company"), filed with the State Corporation Commission ("Commission") an application for authority to construct and operate a double-circuit 230 kV transmission line from its existing Ladysmith CT Power Station to a point on its existing Fredericksburg-Four Rivers 230 kV Transmission Line #256. The proposed line would run for approximately 5.3 miles and would be located entirely on existing right-of-way in Caroline County.

The State Corporation Commission will consider whether the proposed line should be constructed and operated. As explained in this notice, interested persons may comment on the proposed transmission line and request a public hearing.

A description of the proposed route for the transmission line follows:

The proposed transmission line begins at the Ladysmith CT Power Station site located approximately 4000 feet northeast of Cedon in Caroline County, Virginia. It proceeds northwest for 0.75 mile on Dominion Virginia Power property parallel with the existing Ladysmith to Ladysmith CT 230 kV transmission line to reach the existing 250-foot wide transmission corridor for the Ladysmith to Possum Point 500 kV transmission line. The proposed transmission line turns and proceeds northeast parallel with this existing 500 kV transmission line crossing I-95 approximately 4.2 miles south of Route 606. The route continues northeast and crosses Route 633 0.3 mile south of its intersection with Route 605. The line turns north for 0.3 mile and crosses Route 605 0.3 mile east of its intersection with Route 605. The line then turns northeast and continues northeast for the remainder of the route, crossing the Matta River 0.6 mile west of Route 632 and crossing Route 606 0.4 mile west of its intersection with

Route 632. The proposed line then reaches the existing right-of-way for the Fredericksburg-Four Rivers 230 kV transmission line 0.3 mile northwest of Route 606. The total length of the proposed route is approximately 5.3 miles.

All distances and directions are approximate. A sketch map of the proposed route accompanies this notice.

The Commission may consider and approve a route not significantly different from the route described in this notice without additional notice to the public.

The application, the Commission's orders, and all documents filed in Case No. PUE-2008-00002 may be inspected in the Commission's Document Control Center, Office of the Clerk of the Commission, First Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia, during Commission business hours. The application, the unofficial text of the Commission's orders, and other materials in Case No. PUE-2008-00002 may be viewed at the Commission's website: <http://www.scc.virginia.gov/case> by clicking "Case Information."

Copies of the application, Commission Orders, and other materials may be inspected during regular business hours at the following locations:

Dominion Virginia Power
Riverside Building, 5th floor
120 Tredegar Street
Richmond, Virginia
Attn: Gail Lamm

Caroline County Department of Community
Development
233 Broaddus Avenue
Bowling Green, Virginia
Attn: Michael Finchurn, Director

Comments on the application may be filed by June 23, 2008, by either of the following methods:

Comments may be submitted in writing to Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Diskettes, compact disks, or any other form of electronic storage medium may not be

filed with comments. All correspondence shall refer to Case No. PUE-2008-00002.

Or

Comments may be submitted electronically by following the instructions available at the Commission's website: <http://www.scc.virginia.gov/case> and clicking "Public Comments/Notices." Persons commenting electronically need not file comments in writing with the Clerk.

On or before June 23, 2008, any interested party, as defined in § 56-46.1 D of the Code of Virginia, may file a written request for a hearing with the Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Requests should refer to Case No. PUE-2008-00002 and should identify the issues for consideration at any hearing. *A request for hearing may not be made by facsimile. A request for hearing may not be made in electronic comments filed as directed above.*

Interested persons, organizations, corporations, and government entities may participate in this proceeding as respondents as provided by the State Corporation Commission Rules of Practice and Procedure (5 VAC 5-20-10). An organization, corporation, or government entity participating as a respondent must be represented by counsel as required by the State Corporation Commission Rules of Practice and Procedure 5 VAC 5-20-30, *Counsel*. The State Corporation Commission Rules of Practice and Procedure may be viewed at <http://www.scc.virginia.gov/case>. An unofficial copy of the Commission's Order for Notice and other information may also be viewed at <http://www.scc.virginia.gov/case> and clicking "Docket Search." A printed copy of the State Corporation Commission Rules of Practice and Procedure and an official copy of the Commission's Order for Notice and Hearing may be obtained from the Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118.

A notice of participation as a respondent must be filed with the Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, by June 23, 2008, in conformity with State Corporation Commission Rules of Practice and Procedure and the requirements set by the Commission Order for Notice entered in this proceeding. A copy shall simultaneously be served on counsel to the Company,

Stephen H. Watts, II, Esquire, McGuireWoods LLP, One James Center, 901 East Cary Street, Richmond, Virginia 23219-4030; and Lisa S. Booth, Esquire, Dominion Resources Services, Inc., 120 Tredegar Street, Richmond, Virginia 23219.

(10) On or before May 21, 2008, the Company shall file with the Commission Clerk a certificate of the mailing notice to the officials described in Ordering Paragraph (7), which shall include the name and address of the official served.

(11) On or before July 2, 2008, the Company shall file with the Commission Clerk a certificate of the mailing of the notice to owners of property described in Ordering Paragraph (8). The certificate shall not include the names and addresses of the owners of property served, but the Company shall maintain a record of this information.

(12) On or before July 2, 2008, the Company shall file with the Commission Clerk proof of the newspaper publication directed by Ordering Paragraph (9).

The Commission Clerk shall mail attested copies of this order to: Stephen H. Watts, II, Esquire, McGuireWoods LLP, One James Center, 901 East Cary Street, Richmond, Virginia 23219-4030; Lisa S. Booth, Esquire, Dominion Resources Services, Inc., 120 Tredegar Street, Richmond, Virginia 23219; and deliver copies to the Commission's Office of General Counsel and Division of Energy Regulation.